

OCT 06 2004

VIA FACSIMILE: (703) 872-9306

100718-362/ Beiersdorf 758-HCL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : LANZENDÖRFER et al.
SERIAL NO. : 10/025,065
FILED : 19 December 2001
FOR : O/W EMULSIONS CONTAINING ONE OR MORE AMMONIUM
ACRYLOYLDIMETHYLAURATE/VINYLPYRROLIDONE
COPOLYMERS
ART UNIT : 1617
EXAMINER : Shaojia A. Jiang, Ph.D.

October 6, 2004

Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Your petitioner, Beiersdorf AG, of D-20253 Hamburg, Germany, represents that it is the 100% owner of the above-identified application by virtue of an assignment which was recorded in the U.S. Patent Office on May 6, 2002, at Reel 012879, Frame 0533. Your petitioner hereby disclaims the terminal portion of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of any patent issuing from

11/02/2004 application Serial No. 10/602,392 and hereby agrees that any patent so granted on said above-identified application shall be enforceable only for and during such period that it and any patent issuing from application Serial No. 10/602,392 are commonly owned, this agreement to run with any patent granted on said above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on said above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from application Serial No. 10/602,392 in the event that any said issued patent later: (1) expires for failure to pay a maintenance fee, (2) is held unenforceable, (3) is found invalid, (4) is statutorily disclaimed in whole, (5) is terminally disclaimed under 37 CFR 1.321(a), (6) has all claims canceled by a reexamination certificate, or (7) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer except for the separation of legal title stated above.

The undersigned is an attorney/agent of record and authorized to sign and submit this terminal disclaimer.

ADDITIONAL FEES

The Commissioner is hereby authorized to charge any fees which may be required, including the Terminal Disclaimer fee of \$110.00, or credit any overpayment to Deposit Account No. 14-1263.

Respectfully submitted,

NORRIS MCLAUGHLIN & MARCUS, P.A.

By Howard C. Lee
Howard C. Lee
Reg. No. 48,104

875 Third Ave.
18th Floor
New York, New York 10022
(212) 808-0700

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing Terminal Disclaimer (2 pages total) is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below:

Date: October 6, 2004

By Agata Glinska
Agata Glinska

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OCT 06 2004

Beiersdorf 758-HCL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Ghita Lanzendorfer et al.
 Serial No. : 10/025,065
 Filed : 19 December 2001
 For : O/W emulsions containing one or more ammonium
 acryloyldimethyltaurate/ vinylpyrrolidone copolymers
 Art Unit : 1617
 Examiner : Shaojia A. Jiang

October 6, 2004

Hon. Assistant Commissioner
 For Patents
 Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME (37 CFR 1.136(a))

Sir:

1. This is a petition to extend the period of time three (3) months for filing a response to the Office Action dated 7 April 2004.

2. Applicant is:

☐ a small entity
☒ other than small entity

3. <u>Extension</u> <u>(months)</u>	<u>Fee for other than</u> <u>small entity</u>	<u>Fee for</u> <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 430.00	\$ 215.00
<input checked="" type="checkbox"/> three months	\$ 980.00	\$ 490.00
<input type="checkbox"/> four months	\$1,530.00	\$765.00
<input type="checkbox"/> five months	\$2,080.00	\$1,040.00

Fee \$ 980.00

4. Charge the petition fee to Deposit Account No. 14-1263 and for any additional fee required or credit for any excess fee paid. A duplicate of this petition is attached.

Respectfully submitted,

NORRIS McLAUGHLIN & MARCUS, P.A.

By Howard C. Lee
Howard C. Lee
Reg. No. 48,104

HCL:ag

875 Third Ave., 18th Floor
New York, New York 10022
(212) 808-0700

I hereby certify that this correspondence is
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Commissioner for Patents,
Alexandria, VA 22313-1480 on October 6,
2004.

Agata Glinzka
Date October 6, 2004